

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**NAKIA THOMAS, C.N.A.
Certificate No. 1401-080353**

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on November 12, 2013, in Henrico County, Virginia. Nakia Thomas, C.N.A., was present and was not represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 29, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Thomas was not present nor was she represented by legal counsel

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Nakia Thomas, C.N.A., was issued Certificate No. 1401-080353 to practice as a nurse aide in Virginia on November 24, 1999. Said certificate expired on November 30, 2013.
2. By letter dated October 18, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Thomas notifying her that an informal conference would be held on November 12, 2013. The Notice was sent by certified and first class mail to 1676 Rosecrest Avenue, Richmond, Virginia 23224, the address of record on file with the Board of Nursing.
3. By letter dated August 19, 2013, Ms. Thomas petitioned the Board for removal of a

finding of neglect based on a single incident entered against her in the Virginia Nurse Aide Registry by Order of the Board entered on July 6, 2012. This action was the result of Ms. Thomas' failure to follow the transfer protocol during her employment with The Hermitage.

4. On June 12, 2012, Ms. Thomas was hired by At Home Care, Richmond, Virginia, as a certified nurse aide. Ms. Thomas stated that she works Monday through Friday providing care to two clients in their homes.

5. Ms. Thomas' professional nurse supervisor stated that Ms. Thomas knows her job skill set and there is no concern with the care she provides. A note written on the bottom of Ms. Thomas' 90-day evaluation dated September 27, 2012, states "aide has done a great job!"

CONCLUSIONS OF LAW

Ms. Thomas has demonstrated sufficient evidence that her employment and personal history do not reflect a pattern of abusive behavior or neglect, pursuant to 18 VAC 90-25-80(C) of the Board of Nursing Regulations.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

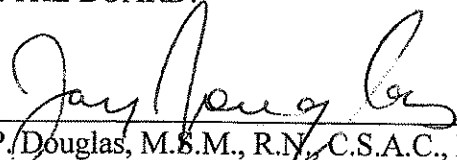
1. The petition of Nakia Thomas, C.N.A., for removal of the finding of neglect entered against her on the Virginia Nurse Aide Registry is GRANTED.

2. Ms. Thomas shall maintain a course of conduct in her capacity as a certified nurse aide commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to § 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Thomas may, not later than 5:00 p.m., on **March 17, 2014**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.


FOR THE BOARD:



Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

ENTERED: February 11th, 2014

This Order shall become final on **March 17, 2014**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy
By 
Virginia Board of Nursing